

## Message Text

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ACTION IO-14

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FM USMISSION USUN NEW YORK  
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E.O. 11652: N/A  
TAGS: UNGA, UR  
SUBJECT: SPECIAL COMMITTEE ON NON-USE OF FORCE:  
WORKING GROUP CONVENES

1. SUMMARY. THE SPECIAL COMMITTEE ON THE NON-USE OF FORCE MET FOR THE FIRST TIME AS AN INFORMAL, OPEN-ENDED WORKING GROUP ON SEPTEMBER 11. THE RESULT WAS A MEXICAN STAND-OFF. END SUMMARY.
2. THE U.S. REP OPENED DISCUSSION BY EMPHASIZING THE PRELIMINARY NATURE OF THE DELIBERATIONS AND ARGUING THAT THE COMMITTEE HAS NOT YET AGREED ON WHAT QUESTIONS TO ASK, MUCH LESS ON WHAT ANSWER TO ACCEPT. HE ARGUED THAT ANALYSES OF SPECIFIC CASES OF VIOLENCE SINCE 1945 SHOULD BE UNDERTAKEN TO SEE IF ANY OF THEM SUGGESTED LACK OF CLARITY ABOUT THE EXISTENCE AND MEANING OF ARTICLE 2(4) OF THE CHARTER. HE SUGGESTED THAT SUCH AN ANALYSIS IS MORE LIKELY TO SUPPORT ENHANCED DISPUTE SETTLEMENT AND PEACEKEEPING.
3. FRANCE (D'HAUSSY) AMPLIFIED THE SUGGESTION THAT THE COMMITTEE EXAMINE SPECIFIC CASES BY ARGUING THAT IT

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WOULD BE USEFUL FOR THE COMMITTEE TO EXAMINE BOTH CASES IN WHICH CRISES HAD BEEN SOLVED WITHOUT THE USE OF FORCE AS WELL AS CASES IN WHICH CRISES HAD LED TO THE USE OF FORCE. ITALY (FERRARI-BRAVO) SUPPORTED THE IDEA OF EXAMINING PAST SITUATIONS IN ORDER TO CONFRONT ABSTRACT FORMULAS WITH ACTUAL PRACTICE. HE ALSO STRESSED THE PRELIMINARY NATURE OF THE DISCUSSION AND STRESSED THAT

THE COMMITTEE'S MANDATE WAS NOT LIMITED METO  
CONSIDERATION OF THE SOVIET DRAFT TREATY BUT ALSO  
PERMITTED CONSIDERATION OF OTHER PROPOSALS.

4. THE SOVIET UNION (KOLESNIK) DOGGEDLY MAINTAINED THAT  
THE SOVIET DRAFT TREATY IS THE PROPER BASIS FOR THE  
COMMITTEE'S DELIBERATIONS AND THAT THE COMMITTEE MUST GET  
DOWN TO THE CONCRETE STUDY OF THE SOVIET DRAFT. KOLESNIK  
LAUNCHED INTO A TEXTUAL EXEGESIS ON THE FIRST ARTICLE OF  
THE SOVIET DRAFT AND ENCOURAGED OTHER DELEGATIONS TO  
COMMENT UPON THE DRAFT. KOLESNIK ALSO DELIBERATELY  
MISQUOTED THE MANDATE OF THE COMMITTEE BY READING THE  
LAST PHRASE OF PARA 2 OF UNGA RESOLUTION 32/150 AS  
"...AND INSTEAD OF THE CORRECT "OR" SUCH OTHER  
RECOMMENDATIONS AS THE COMMITTEE DEEMS APPROPRIATE."  
BULGARIA (KOSTOV) VOICED SUPPORT FOR THE SOVIET POSITION.

5. THE U.S. REP INTERVENED AGAIN TO POINT OUT THAT THE  
LAST CLAUSE OF THE COMMITTEE'S MANDATE BEGINS NOT WITH  
"AND" BUT WITH "OR" AND THEREFORE IS NOT LIMITED TO  
CONSIDERATION OF A TREATY, MUCH LESS THE SOVIET DRAFT.  
U.S. REP NOTED THAT ALTHOUGH WE CONSIDERED IT  
PRESUMPTUOUS TO SUBMIT ANSWERS BEFORE THE COMMITTEE HAD  
BEGUN TO ANALYZE THE QUESTION, IN OUR GENERAL DEBATE  
STATEMENT WE HAD MADE CERTAIN SPECIFIC SUGGESTIONS  
CONCERNING DISPUTE SETTLEMENT AND PEACEKEEEEING.  
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6. THE COMMITTEE WILL HAVE TWO MORE WORKING GROUP  
SESSIONS, WHICH WE FULLY EXPECT TO BE AS INCONCLUSIVE AS  
THIS FIRST ONE. THE SOVIET UNION WILL LIKELY CONTINUE  
TO DELIVER TALMUDIC ANALYSES OF PORTIONS OF THE SOVIET  
DRAFT AND PROBABLY TO RECEIVE SUPPORT FROM ITS ALLIES.  
THE WEST WILL CONTINUE TO STRESS THE PRELIMINARY AND  
OPEN-ENDED NATURE OF THE DELIBERATIONS, THE BREADTH  
OF THE COMMITTEE'S MANDATE, AND THE LACK OF CONSENSUS  
WITHIN THE COMMITTEE. THE BULK OF THE NON-ALIGNED WILL  
LIKELY REMAIN UNENTHUSIASTIC AND RATHER UNINTERESTED.  
OUR TALLY INDICATES THAT HALF OF THE COMMITTEE'S MEMBERS  
EITHER VHE SOVIET DRAFT AS A BAD IDEA OR ARE  
NON-COMMITTAL TOWARD IT. OF THE OTHER HALF OF THE  
COMMITTEE'S MEMBERS WHO HAVE EXPRESSED SUPPORT FOR A  
WORLD TREATY ON THE NON-USE OF FORCE, FULLY HALF OF THEM  
HAVE VOICED RESERVATIONS OR QUALIFICATIONS OR HAVE  
SUGGESTED AMENDMENTS TO THE SOVIET DRAFT. WE EXPECT NO  
PROGRESS TOWARD ANY SORT OF CONSENSUS IN THE NEXT TWO  
MEETINGS.  
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**Disposition Case Number:** n/a  
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**Office:** ACTION IO  
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**TAGS:** PORG, PARM, UR, UNGA, COMMITTEE ON NON-USE OF FORCE  
**To:** STATE  
**Type:** TE  
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